IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)
THURSDAY, THE NINTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR
PRESENT
THE HON'BLE MR JUSTICE V.ESWARAIAH
WRIT PETITION NO : 26183 of 2003

Between:

1 P. Nagabhushanam, S/o. Satyanarayana, Secretary, the Payakaraopeta Primary Agricultural Cooperative Society Ltd., Payakaraopeta, Payakaraopeta Mandal, Visakhapatnam Dist.

2 D. Nageswara Rao, S/o. Appa Rao, Field Supervisor, the Payakaraopeta Primary Agricultural Cooperative Society Ltd., Payakaraopeta, Payakaraopeta Mandal, Visakhapatnam Dist.

3 D. Satyanarayana, S/o. Rangayya, Accountant, the Payakaraopeta Primary Agricultural Cooperative Society Ltd., Payakaraopeta, Payakaraopeta Mandal, Visakhapatnam Dist.

4 G. Butchiyya, S/o. China Satyam, Clerk, the Payakaraopeta Primary Agricultural Cooperative Society Ltd., Payakaraopeta, Payakaraopeta Mandal, Visakhapatnam Dist.

5 A. Gopalakrishna, S/o. Somannadora, Clerk, the Payakaraopeta Primary Agricultural Cooperative Society Ltd., Payakaraopeta, Payakaraopeta Mandal, Visakhapatnam Dist.

6 R. Papa Rao, S/o. Narayana Murthy, Attender, the Payakaraopeta Primary Agricultural Cooperative Society Ltd., Payakaraopeta, Payakaraopeta Mandal, Visakhapatnam Dist.

7 R.V. Surya Rao, S/o. Narayana Murthy, Attender, the Payakaraopeta Primary Agricultural Cooperative Society Ltd., Payakaraopeta, Payakaraopeta Mandal, Visakhapatnam Dist.

8 P. Venkat Rao, S/o. Surya Rao, Watchman, the Payakaraopeta Primary Agricultural Cooperative Society Ltd., Payakaraopeta, Payakaraopeta Mandal, Visakhapatnam Dist.

9 D. Venkata Rao, S/o. Chinakannayya, Attender, the Payakaraopeta Primary Agricultural Cooperative

Society Ltd., Payakaraopeta, Payakaraopeta Mandal, Visakhapatnam Dist.

10 O. Nageswara, S/o. Nookaraju, Clerk, the Payakaraopeta Primary Agricultural Cooperative Society Ltd., Payakaraopeta, Payakaraopeta Mandal, Visakhapatnam Dist.

..... PETITIONERS

AND

1 The Government of Andhra Pradesh, Cooperation Department rep. by its Secretary, Secretariat, Hyderabad.
2 The Commissioner for Cooperation and Registrar of Coop.Societies, Nampalli, Hyderabad.
3 The Visakhapatnam District Coop. Central Bank Ltd., rep. by its General Manager, Visakhapatnam, Visakhapatnam District.
4 The District Coop. Officer, Visakhapatnam, Visakhapatnam District.
5 The Deputy Registrar of Coop. Societies/Divisional Coop. Officer, Yellamanchilli, Visakhapatnam District.
6 The Payakaraopeta Primary Agricultural Cooperative Society Ltd., Office of the District Coop. Officer, Siripuram Junction, Vuda Complex, 5th Floor, Visakhapatnam, Visakhapatnam District, rep. by its Person-in-charge.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court will be pleased to issue a writ or order or direction, more particularly one in the nature of Writ of Mandaums declaring the proceedings issued by the 5th respondent in Rc. No. 1031/2003-C dated 29-07-2003 as illegal, arbitrary and hit by Articles 14 and 21 of the Constitution of India and consequently direct the respondents to pay the salaries to the petitioners as it were in existence as on the date of stoppage of the salaries.

Counsel for the Petitioners: MR. A.SATYA PRASAD

Counsel for Respondent Nos.1, 2, 4 and 5: GP FOR

COOPERATION

Counsel for Respondent No. 3: T. Niranjan Reddy, Standing Counsel.

The Court made the following Order:

Learned counsel appearing for the petitioners submits that the subject matter of this writ petition is squarely covered by the judgment of this Court in W.P.No.3171 of 2003 and batch dated 30-8-2004.

Following the said judgment, this writ petition is dismissed by and in terms thereof. No costs.

9-9-2004

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To

1 The Government of Andhra Pradesh, Cooperation Department rep. by its Secretary, Secretariat, Hyderabad.
2 The Commissioner for Cooperation and Registrar of Coop.Societies, Nampalli, Hyderabad.
3 The Visakhapatnam District Coop. Central Bank Ltd., rep. by its General Manager, Visakhapatnam, Visakhapatnam District.
4 The District Coop. Officer, Visakhapatnam, Visakhapatnam District.
5 The Deputy Registrar of Coop. Societies/Divisional Coop. Officer, Yellamanchilli, Visakhapatnam District.
6 The Payakaraopeta Primary Agricultural Cooperative Society Ltd., Office of the District Coop. Officer, Siripuram Junction, Vuda Complex, 5th Floor, Visakhapatnam, Visakhapatnam District, rep. by its Person-in-charge.

7 The Government Pleader for Cooperation, High Court of

Andhra Pradesh, Hyderabad (OUT).

8 Two CD copies.